



1m AF  
Docket No.: DURE-312

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on: 03/03/2009  
Signature: Crystal Susa Printed: Crystal Susa

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Chen, et al.

Title: SHORT DURATION DEPOT FORMULATION

Serial No.: 10/606,969

Filing Date: 06/25/2003

Examiner: SILVERMAN, Eric E.

Group Art Unit: 1618

MS AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

## NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated 12/03/2008 of the Examiner's rejection of Claims 2, 7-26, 29-34, 36, 38, 39, 44-56, 59, 60 and 105-124.

Please charge the Appeal Fee of 540.00 required under 37 CFR 1.17(b) to Deposit Account No. **50-1953**. The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. **50-1953**.

Respectfully submitted,  
DURECT CORPORATION

Thomas P. McCracken  
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Date: 3 MARCH 2009

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